

2550 Golf Road
Rolling Meadows, IL 60008

Telephone: 312/640-7000



8833-H

8833-H
RECORDATION NO. FILED

370242031

JAN 24 1983 - 11 25 AM

January 21, 1983

INTERSTATE COMMERCE COMMISSION

No. 1
JAN 24 1983
Date
Fee \$ 10.00
ICC Washington, D. C.

Office of the Secretary
Interstate Commerce Commission
Washington, D.C.

Re: Amendment to Assignment of Lease
Dated as of January 1, 1983

Gentlemen:

Pursuant to Section 11303 of Title 49 of the United States Code and the rules and regulations promulgated thereunder, I am enclosing herewith for filing and recording ten fully executed counterparts of the above-referenced Amendment to Assignment of Lease (the "Amendment"). The parties to the Amendment are:

Assignor: Evans Railcar Leasing Company
2550 Golf Road
Rolling Meadows, Illinois 60008

Assignee: Girard Bank
Three Girard Plaza
Philadelphia
Pennsylvania 19101

The Amendment relates to that certain Assignment of Lease dated as of July 26, 1982 recorded with the Interstate Commerce Commission on September 27, 1982 as Recordation Number 8833-G.

Please record the enclosed Amendment as a subfiling under file number 8833.

We are enclosing herewith Rosenthal & Schanfield check number 29323 in the amount of \$10 in payment of the applicable recording fees.

FEE OPERATION BR.

JAN 24 11 28 AM '83

RECEIVED

Amended - C. T. Kessler

Office of the Secretary
Interstate Commerce Commission

January 21, 1983
Page Two

Since these documents are being delivered to you by hand, we would appreciate it if you would return duly stamped copies of the Amendment to the bearer or, if that is not possible, then copies should be returned by mail to:

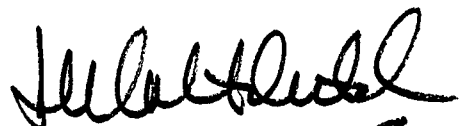
I. Walter Deitch, Esq.
Rosenthal and Schanfield
Suite 4620
55 East Monroe Street
Chicago, Illinois 60603

Thank you very much for your cooperation in this matter.

Very truly yours,

EVANS RAILCAR LEASING COMPANY

By:


Assistant Secretary

IWD:meg
Encl.

Interstate Commerce Commission
Washington, D.C. 20423

OFFICE OF THE SECRETARY

I. Walter Deitch, Esq.
Rosenthal and Schanfield
Suite 4620
55 East Monroe Street
Chicago, Illinois 60603

January 24, 1982

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 1/24/83 at 11:35AM, and assigned recordation number(s). 8833-H

Sincerely yours,

Agatha L. Mergenovich
Agatha L. Mergenovich
Secretary

Enclosure(s)

Recordation No. 8833 7/18/78

8833-H

JAN 24 1983 - 11 25 AM

INTERSTATE COMMERCE COMMISSION

AMENDMENT TO ASSIGNMENT OF LEASE

Amendment to Assignment of Lease dated as of January 1, 1983 between Evans Railcar Leasing Company, an Illinois corporation (hereinafter referred to as the "Company"), formerly known as United States Railway Leasing Company and being the survivor of a merger of said corporation and United States Railway Equipment Co., and Girard Bank (hereinafter referred to as "Girard").

WITNESSETH THAT:

WHEREAS, the Company has heretofore executed and delivered that certain Assignment of Lease dated as of July 26, 1982 and recorded with the Interstate Commerce Commission (hereinafter referred to as the "ICC") on September 27, 1982 as Recordation No. 8833-G (hereinafter called the "Assignment") in connection with a substitution of equipment (hereinafter referred to as "Equipment") pursuant to Section 5.07 of that certain Equipment Trust Agreement dated as of March 1, 1977 and recorded with the ICC on May 27, 1977 as Recordation No. 8833 (hereinafter referred to as the "Agreement"); and

WHEREAS, pursuant to the Agreement the Company was obligated to assign as additional security the lease covering the Equipment, but that due to a scrivener's error the lease referred to in the Assignment was inaccurately described so as to cover more units than the Equipment; and

WHEREAS, the Company desires to amend the Assignment to more accurately describe the lease, and Girard is willing so to do.

NOW, THEREFORE, in consideration of the premises and the payment by the Company to Girard of \$10 and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, the parties hereto hereby agree as follows:

A G R E E M E N T

1. The Assignment is hereby amended by omitting from the first paragraph of the Recitals the following:

(said lease as may be amended from time to time being hereinafter called the "Lease")

and substituting therefor the following:

as the same relates and pertains to Schedule 3 thereto dated April 23, 1981 (said lease as the same relates and pertains to said Schedule 3 as the lease or schedule or either may be amended from time to time being hereinafter called the "Lease").

2. The Company will cause this Amendment to be recorded with the ICC.

3. All remaining terms and provisions of the Assignment remain in full force and effect, and the Assignment as hereby amended is hereby ratified, confirmed and approved.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment to be executed by their proper officers thereunto duly authorized and their respective corporate seals to be hereunto affixed, all on and as of the day, month and year first above written.

EVANS RAILCAR LEASING COMPANY

ATTEST:

By: [Signature]
Vice President

By: Thomas L. Schoenbeck
Assistant Secretary

GIRARD BANK

ATTEST:

By: [Signature]
Vice President

By: [Signature]
Assistant Secretary

STATE OF ILLINOIS)
) SS.
COUNTY OF C O O K)

I, MARY E GARDNER, a Notary Public,
in and for said County, in the State aforesaid, DO HEREBY
CERTIFY that Rand R. Leak, Vice President of EVANS
RAILCAR LEASING COMPANY, an Illinois corporation, and
Thomas A. Shoenk, Assistant Secretary of said Company,
who are personally known to me to be the same persons whose
names are subscribed to the foregoing instrument as such
Vice President and Assistant Secretary, respectively, appeared
before me this day in person and acknowledged that they
signed, and delivered the said instrument as their own free
and voluntary act and as the free and voluntary act of said
Company, for the uses and purposes therein set forth; and
the said Assistant Secretary then and there acknowledged
that he, as custodian of the corporate seal
of said Company, did affix the corporate seal of said Company
to said instrument as his own free and voluntary
act and as the free and voluntary act of said Company, for
the use and purposes therein set forth.

GIVEN under my hand and notarial seal this 15th
day of January, A. D. 1983.

Mary E Gardner
Notary Public

My Commission Expires:

April 15, 1984

STATE OF PENNSYLVANIA)
) SS.
COUNTY OF PHILADELPHIA)

I, NOREEN MODERSKI, a Notary Public
in and for said County, in the State aforesaid, DO HEREBY
CERTIFY that H. E. IKELER, JR., Vice President of GIRARD
BANK, and C. H. DOUGHERTY, Assistant Secretary of said
Bank, who are personally known to me to be the same persons

whose names are subscribed to the foregoing instrument as such Vice President and Assistant Secretary, respectively, appeared before me this day in person and acknowledged that they signed, and delivered the said instrument as their own free and voluntary act and as the free and voluntary act of said Bank, for the uses and purposes therein set forth; and the said Assistant Secretary then and there acknowledged that HE, as custodian of the corporate seal of said Bank, did affix the corporate seal of said Bank to said instrument as HIS own free and voluntary act and as the free and voluntary act of said Bank, for the use and purposes therein set forth.

GIVEN under my hand and notarial seal this 17th
day of JANUARY, A. D. 1983.

Noreen Moderski
Notary Public

My Commission Expires:
NOREEN MODERSKI NOTARY PUBLIC
PHILADELPHIA, PHILADELPHIA COUNTY
MY COMMISSION EXPIRES APR 22 1985
Member Pennsylvania Association of Notaries

